



# San Diego City Attorney **CASEY GWINN**

## **MEDIA ADVISORY**

**FOR IMMEDIATE RELEASE: December 2, 2003**

CONTACT: Maria Velasquez, Press Secretary (619) 235-5725 (pager & voicemail)  
Kevin Smith, Council Representative for Donna Frye (619) 533-6469

### **CITY OF SAN DIEGO FILES LAWSUIT AGAINST FAX.COM, INC** *City Attorney's Office seeks more than \$500,000 in civil penalties*

**WHO:** Press availability with City Attorney Casey Gwinn and City Council member Donna Frye

**WHAT:**

- FAX.COM, INC., is being sued by the City of San Diego for violation of federal laws that protect consumers against unsolicited advertisements via fax and/or pre-recorded phone messages. The civil lawsuit states that between January 2003 - October 2003, FAX.COM, INC., sent hundreds of junk faxes to city owned faxed machines.
- City Attorney Gwinn states, "Many of the junk faxes had "opt-out" numbers which city staff called but most of the time to no avail. The company blatantly ignored the law and the City is seeking more than \$500,000 in civil penalties."
- San Diego City Council member Donna Frye, expressing strong feelings on the issue of junk faxes said "I have personally been tracking the junk faxes received in my office since January of 2003 during which time I received over a hundred junk faxes; almost half were received from fax numbers associated with FAX.COM, INC"

**WHEN:** **Tuesday, December 2<sup>nd</sup>, at noon**  
Immediately following the City Council meeting

**WHERE:** San Diego City Council Chambers, 12<sup>th</sup> floor, 202 C Street, downtown San Diego

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